

DECLARATION OF INVENTOR

HAROLD P. OLMO, the above named petitioner, being duly sworn, deposes and says that he is a citizen of the United States of America and resides in Davis, California; that he verily believes himself to be the original, first inventor of the new and distinct variety of GRAPEVINE '9-9-12' described and claimed in the foregoing specification; that he has asexually reproduced the said new and distinct variety; that he does not know and does not believe that the same was ever known or ever used before his invention thereof, or patented or described in any printed publication in any country before their invention thereof, or more than one year prior to his application or in public use or on sale in the United States more than one year prior to this application; that said invention has not been patented or made the subject of an inventor's certificate in any country foreign to the United States or an application filed by them or their legal representatives or assigns more than twelve months prior to this application; that he acknowledges a duty to disclose information he is aware of which is material to the examination of this application; and that no application for patent on said new and distinct variety of plant has been filed by him or his representatives or assigns in any country foreign to the United States.

I specify the following address to which communications about the application are to be directed:

Harold P. Olmo
6964 Vineyard Lane
Davis, CA 95616

DATED: June 12, 2001

By Harold P. Olmo

HAROLD P. OLMO

Your Petitioner, HAROLD P. OLMO, a citizen of the United States and a resident of Davis, California, having an address at 6964 Vineyard Lane, Davis, California 95616-9601, prays that Letters Patent may be granted to him for the new and distinct variety of

GRAPEVINE '9-9-12'

as set forth in the following specification:

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ASSIGNMENT

WHEREAS, Harold P. Olmo, residing at 6964 Vineyard Lane, Davis, California, hereinafter referred to as "ASSIGNOR," has invented certain new and useful improvements as described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: GRAPEVINE '9-9-12'

Date of Execution: _____

Filing Date: _____

Serial No.: _____; and,

WHEREAS, Marko Zaninovich, Inc., Rt. 1 Box 910, Delano, California 93215, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the said invention and application and in any Letters Patent which may be granted on the same.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

Be it known that, for and in consideration of the sum of One Dollar (\$1.00) lawful money paid to ASSIGNOR by ASSIGNEE, receipt of which is hereby acknowledged, ASSIGNOR has sold, assigned and transferred, and by these presents does sell, assign and transfer unto the said ASSIGNEE, and ASSIGNEE'S successors and assigns, all right title and interest in and to the said invention and all future improvements thereon, and in and to any Letters Patent which may hereafter be granted on the same in the United States and all countries throughout the world, the said interest to be held and enjoyed by said ASSIGNEE, as fully and exclusively as it would have been held and enjoyed by said ASSIGNOR had this assignment and transfer not been made, to the full end and term of any Letters Patent which may be granted thereon, or any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

ASSIGNOR further agrees that he will, without charge to ASSIGNEE, but at ASSIGNEE'S expense, cooperate with ASSIGNEE in the prosecution of said application and/or application, execute, verify, acknowledge and deliver all such further papers, including applications

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for Letters Patent and for the reissue thereof, and instruments of assignment and transfer thereof, and will perform such other acts as ASSIGNEE legally may request, to obtain or maintain Letters Patent for said invention and improvement in any and all countries, and to vest title thereto in said ASSIGNEE, or ASSIGNEE'S successors and assigns.

IN TESTIMONY WHEREOF, ASSIGNOR has hereunto signed his name at Napa, California, this 11th day of June, 2001.

By Harold P. Olmo

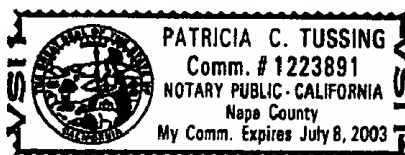
HAROLD P. OLMO

STATE OF CALIFORNIA

COUNTY OF NAPA

Before me, a Notary Public in and for said County and State, personally appeared HAROLD P. OLMO, known to be one of the persons described in the foregoing instrument, who signed the foregoing instrument in my presence and declared the same to be his free act and deed, on the day and year first above written.

By Patricia C. Tussing
Notary Public



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